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AUG 04 2006

In re Application of
LASSOTA, et al.
Application No.: 10/631,118
Filed: July 31, 2003
Attorney Docket No.: FET-19

OFFICE OF PETITIONS
DECISION ON PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed June 23, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed December 20, 2005, which set a shortened statutory period for reply of three (3) months. While a timely reply was filed on April 20, 2006 (reply was accompanied by petition for a one-month extension of time), that reply did not prima facie place this application in condition for allowance as indicated by the Advisory Action of May 08, 2006. A Notice of Appeal was not filed. Accordingly, by operation of law, the above-identified application became abandoned on April 21, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a Request for Continued Examination (RCE) and submission as required by 37 CFR 1.114; (2) the petition fee and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of December 20, 2005 is accepted as having been unintentionally delayed.

The application is being referred to Technology Center AU 1761.

Telephone inquiries concerning this decision should be directed to the undersigned.

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